(2)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

SINGLE BENCH

WRIT PETITION NO. 2572 OF 2006

PETITIONER : ITWARI RAM SAHU, S/o Dasru-Ram Sahu, Age about 49 Years, Occupation – Service, R/o Khursipara, Thana – Chavani, Bhilai, Distt: Durg (C.G.)

P.R. No. 2622/06
Presented by Shri R. Pistowkar
dated 11/5/06

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through Its Secretary, Home Department, D. K. S Building, Raipur (C.G.).
2. Director General Of Police, Raipur, Distt: Raipur (C.G.).
3. Superintendent of Police, Bhilai Zone, Bhilai, Distt: Durg (C.G.)

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WRIT PETITION U/A 226/227 OF THE CONSITITUTION OF INDIA

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(61)

मामला क्रमांक W.P.2572/ **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

13-6-2006

Mr. Yogesh Pandey, counsel for the petitioner.

Mrs. Chitra Shrivastava, Panel Lawyer for the State/respondents.

Heard both the counsel.

By this writ petition under Article 226/227 of the Constitution of India, the petitioner has questioned the propriety of the order dated 7-2-2006, whereby he has been transferred from Bhilai to Bastar.

The petitioner's case is that he is working as Sub Inspector in the Police Department and presently his posting is at Thana: Chhawani, Bhilai, District: Durg. Now, he has been transferred vide order dated 7-2-2006 to Bastar. As per the transfer policy dated 1-4-2006, where a person served for 15 years in the Naxalite area and if he has danger to life or suffering from any disease, then the authority should consider these points while making his transfer. Moreover, the petitioner has already served in the Naxalite area for more than 18 years. Therefore, the petitioner ought not to have been transferred to the Naxalite area.

Learned counsel for the petitioner submits that the petitioner may be allowed to make a detailed representation to respondent No.2 and in turn, he be directed to decide the representation to which learned counsel for the State/respondents has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and having regard to the averments

XI-HC-78

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ....W.P.2572/ **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	made in the petition that the petitioner has already served for about 18 years in the Naxalite area, the petitioner is allowed to make a detailed representation to respondent No.2 raising all his grievances within a period of ten days from today and in turn, respondent No.2 shall consider the representation made by the petitioner and decide the same after considering all the points raised by the petitioner within a period of 30 days from the date of receipt of the representation. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P.No.1929/2006 and I.A.No.5019/2006 also stand disposed of. Parties are entitled for certified copy of this order. **Sd/-** **L.C.Bhadoo** **Judge**	

Soma

17.8.06